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## **UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants:

Kevin A. WANASEK et al.

Examiner:

GEDEON, B. T.

Serial No.

10/804,780

**Group Art Unit:** 

3762

Filing Date:

March 19, 2004

Docket No.:

P-20902.00

Title:

METHOD AND APPARATUS FOR DELIVERING MULTI-

DIRECTIONAL DEFIBRILLATION WAVEFORMS

## TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION UNDER 37 CFR 1.321

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The owner, Medtronic, Inc., of one hundred (100) percent interest In the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/804,332, filed on March 19, 2004, of any patent on the pending second application. Medtronic hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and assigns.

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The undersigned is an attorney or agent of record.

March 16, 2004

The Commissioner is hereby authorized to charge \$130.00 to Deposit

Account Number 13-2546 to cover the cost of the disclaimer. Any deficiency or
overpayment should be charged or credited to Deposit Account No. 13-2546. A
duplicate copy of this sheet is enclosed.

Respectfully submitted,

Michael C. Soldner, Reg. No. 41,455

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## **Facsimile Cover Sheet**

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RE: P20902.00

Serial No. 10/804,780

Applicants: WANASEK et al.

Filed: 03/19/2004

Title: METHOD AND APPARATUS FOR DELIVERING MULTI-DIRECTIONAL

**DEFIBRILLATION WAVEFORMS** 

Attached please find the following documents:

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION UNDER 37 CFR

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